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Attorney File Ref: 102792-470 / 10577P4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Sabrina HIGGINS
Serial No.: 10/595767
Filed: 05.Sep.2006
Examiner: Nora Maureen ROONEY
Art Group: 1644
Title: **NEW OILS/MIXTURES AS DEACTIVANTS**

PER TELEFAX: (571) 273-8300

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

10.February.2009

Dear Sir,

RESPONSE TO RESTRICTION REQUIREMENT

This paper is responsive to the *Restriction Requirement* dated 23.January.2009.

The Examiner has divided the claims into two groups:

Group I: claims 1 – 12 directed to a method of deactivating an allergen within an airspace utilizing a specific allergen deactivating compound; and,

Group II: claim 13 directed to a specific allergen-deactivant composition containing specific compounds.

As an examination of the claims will confirm, at least the subject matter of the claims of Group I and Group II comprise overlapping subject matter, viz., the identity of certain of

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the compounds useful in deactivating allergens, and thus are believed to render the Group I and Group II claims to be closely technically related. Due to the closely related subject matter, namely in the identification of some of the same compounds useful in deactivating allergens in the Group I and Group II claims, it is believed that there would be no undue burden placed upon the Examiner in performing a single search which would be commensurate with the scope of the claimed invention for *all* of the currently pending claims, and thus obviate the Examiner's basis for a restriction between the two groups of claims.

Nonetheless, if the Examiner does not withdraw the outstanding *Restriction Requirement*, the applicant provisionally elects the following with TRAVERSE the:

Group I: claims 1 – 12 directed to a method of deactivating an allergen within an airspace utilizing a specific allergen deactivating compound.

The applicant expressly reserves their right to reinstate any non-elected subject matter indicated this paper in a later filed application, or alternately, re-enter the presently non-elected claims as dependent claims written to encompass limitations of allowable claims and request rejoinder of the Group II claims at a later time.

CONDITIONAL AUTHORIZATION FOR FEES


Should any further fee be required by the Commissioner in order to permit the timely entry of this paper, including any extension of time fees, the Commissioner is authorized to charge any such fee to Deposit Account No. 14-1263.

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Respectfully Submitted;



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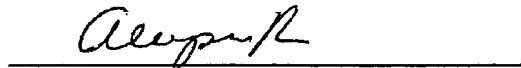


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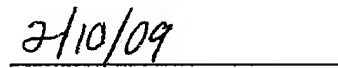
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I hereby certify that this paper and all attachments thereto is being telefax transmitted to the US Patent and Trademark Office to telefax number: 571 273-8300 on the date shown below:



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